

EXHIBIT VIII-E

REPORT OF ADDITIONAL CLASSIFICATION AND RATE
COLORADO DEPARTMENT OF LOCAL AFFAIRS

Request for an Additional Classification and Wage Rate to:

Project Name & Location: _____

Grant Number: _____ Wage Determination Number: _____

*Trade Classification Needed: _____

Description of Work: _____

In order to complete the project, it is necessary to establish wage rates for the above classification not included in the U.S. Department of Labor Wage Determination Decision. Complete one of the following paragraphs (A-D) to document that the classification and wage rate is prevailing in the area for your type of construction.

A. The Prime Contractor has surveyed the following legal contractors and has found the classification of work at the following rates of pay and fringe benefits where applicable:

	<u>Contractors</u>	<u>Base Rates</u>	<u>Fringe Benefits</u>
1.	_____	_____	_____
2.	_____	_____	_____
3.	_____	_____	_____

Proposed prevailing rate: _____ Plus Fringe Benefit of: _____

B. Check applicable box:

- No employees in this classification on the project at this time.
- The employees and/or union representatives have agreed that this classification and rate is prevailing.

Employee Signature _____ Date _____
 or
 Union Representative Signature _____ Date _____
 Title _____

* Unlisted classifications needed for work not included within the scope of the classifications listed may be added after award only as provided in the labor standards contract clauses of Title 29 CFR 5.5(a)(1)(ii).

EXHIBIT E, Cont.

- C. I am currently under a labor agreement and this classification has a base rate of _____ and fringe benefit of _____. Copy of union contract enclosed [].
- D. Attached are signed statements from the Secretary of the Trade Association representing contractors (eg., AGC, ABC) and the Secretary of the BTC having jurisdiction, stating the classification is prevailing and the prevailing minimum wage rate.

Prime Contractor Signature

Date

Name of Company

Grantee Signature

Date

Colorado Department of Local Affairs

Date

This report is derived from Region VIII Office of Labor Relations Form HUD-4230A. It should not be utilized to add the classification and rate for Helpers and other such sub classifications.

EXHIBIT VIII-E, Cont.

INSTRUCTIONS - SUPPLEMENTAL CLASSIFICATIONS

The Regulations of the Secretary of Labor, 29 CFR, Part 5, Section 5.5(a)(1)(ii), provide that the contracting officer shall require that any class of laborers or mechanics which is not listed in the wage determination and which is to be employed under the contract, shall be classified or reclassified conformably to the wage determination. A report of the action taken shall be sent by the State Agency to the Department of Labor for approval. This is mandatory.

Important points to be considered:

1. The wage determination should be reviewed to see if there is a classification that can be used to cover the work to be performed. (Contact the state for this information)
2. If there is no appropriate classification in the schedule, determine whether the classification requested is generally used in the construction industry and the rate requested is prevailing locally.
3. The wage rates and fringe benefits should not be less than those prevailing on the date of the applicable wage determination decision.

The rates of pay will be established as follows:

- Signed statements with respect to prevailing rates listing the classification of labor to be employed and the prevailing minimum wage rate for each will be obtained from the Secretaries of the Associated General Contractors (AGC) and the Building Trades Council (BTC) having jurisdiction, where possible.

If statements from the Secretaries of the AGC and the BTC are not applicable, or impossible to obtain, the following procedure will be used:

- Secure letters from at least three contractors who normally work in the area of the project indicating what they pay employees in the needed classifications. These statements and any other material will form the basis of the minimum prevailing rates to be established.

The interested parties, including the employees or their authorized representatives, must agree on the classification and wage rate.

In the event the interested parties, including the employees who are not represented by organized labor cannot reach agreement as to the proper classification or reclassification, the matter shall be referred to the Department of Labor for final determination.

(This report should not be utilized to add the classification and rate for Helpers and other such sub classifications. These classifications are included in the wage determination decisions when the information available to the Department of Labor indicates that a practice of using such sub classifications prevails in the area.)

This form is self-explanatory. **ALL PERTINENT INFORMATION MUST BE REPORTED AND SUPPORTING DATA ATTACHED.** The state must request that each supplemental classification action be approved by the HUD Regional Labor Relations Office and sent to the appropriate Regional Office of the Employment Standards Administration, U.S. Department of Labor. Copies of agency approval become part of the grantee's file.